

**COPY OF PAPERS
ORIGINALLY FILED**

Docket No.: P1-008



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DECLARATION & POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My correct residence, post office address and citizenship are stated below next to my name.

I believe myself to an original and first joint inventor of the subject matter which is disclosed and claimed and for which a patent is sought on the invention entitled:

"FILLED DIAMOND FOAM MATERIAL AND METHOD FOR FORMING SAME"

The specification of this subject matter:

is attached hereto.

was filed on;

was assigned serial No. (not yet assigned);

which was amended on _____.

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MAY 24 2002

TC 1700

I hereby state that I have reviewed and understand the contents of the above-identified patent application, including the claims, as amended by any amendment(s) referred to above. I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

Number	Country	Month/Day/Year Filed	Yes	No
Number	Country	Month/Day/Year Filed	Yes	No
Number	Country	Month/Day/Year Filed	Yes	No

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

Application Number	Filing Date
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Application Number	Filing Date
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I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in these prior United States application(s) in the manner provided by 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.	Filing Date	Status (Issued, Pending, Abandoned)
Application No.	Filing Date	Status (Issued, Pending, Abandoned)
Application No.	Filing Date	Status (Issued, Pending, Abandoned)
Application No.	Filing Date	Status (Issued, Pending, Abandoned)

I hereby appoint Kenneth D'Alessandro, Registration No. 29,144; Timothy Brisson, Registration No.: 44,046; Robert Hall, Registration No.: 39,209, Jonathan Velasco, Registration No.: 42,200, Victor Gallo, Registration No.: 41,768, Kathleen S. Hall, Registration No.: 44,143; Russ F. Marsden, Registration No.: 43,775 and Kelly McCrystle, Registration No. 46,257 as attorneys of record with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith, and certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment, a copy of which is attached, from the inventor(s) of the patent application identified above.

Please send all correspondence and direct all telephone calls to:

Kenneth D'Alessandro
Sierra Patent Group, Ltd.
P.O. Box 6149
Stateline, NV 89449
Telephone (775) 586-9500

I, the undersigned, declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

12-01-2000 16:11

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T-752 P.003/006 F-596

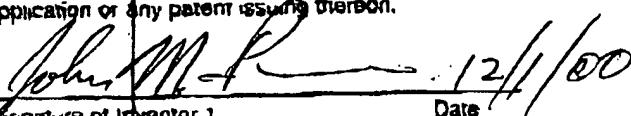
Docket No.: P1-008

FULL NAME OF INVENTOR 1	FIRST Name John	MIDDLE Initial(s) M.	LAST Name Pinneo
RESIDENCE AND CITY CITIZENSHIP	State or Foreign Country Portola Valley		Country of Citizenship United States
POST OFFICE ADDRESS	Number and Street 124 Santa Maria Avenue	City Portola Valley	State or Country California
			Zip Code 94028

I further declare that all statements made herein of my own knowledge are true and that all statements made upon information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1

Date



12/1/00



UNITED STATES DEPARTMENT OF COMMERCE
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Washington, D.C. 20231

AUGUST 15, 2001

SIERRA PATENT GROUP, LTD.
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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/04/2001

REEL/FRAME: 011857/0056

NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

PINNEO, JOHN M.

DOC DATE: 12/01/2000

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MAY 24 2002

ASSIGNEE:

P1 DIAMOND, INC.
3571 LEONARD COURT
SANTA CLARA, CALIFORNIA 95054

TC 1700

SERIAL NUMBER: 09728942

FILING DATE: 12/01/2000

PATENT NUMBER:

ISSUE DATE:

DOROTHY RILEY, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

06-07-2001

U.S. Department of Commerce
Patent and Trademark Office6401 RE
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To the Honorable Assistant Commissioner for Patents: Please record the attached original documents or copy thereof

1. Names of conveying party(ies)

John M. Pinneo

2. Name and address of receiving party(ies)

Name: P1 Diamond, Inc.

Additional names (s) of conveying party(ies) attached yes (X) no

3. Nature of conveyance:

(X) Assignment () Merger
 () Security Agreement () Change of Name
 () Other _____

Execution Date: December 1, 2000

Internal Address: JUN - 4 2001

Street Address: 3571 Leonard Court

City: Santa Clara State: CA Zip: 95054

Additional names (s) & address(es) attached? () Yes (X) No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of application

A. Patent Application No.(s)

09/728,942

B. Patent No.(s)

|

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Additional numbers attached? () Yes (X) No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Sierra Patent Group, Ltd.

Internal Address: _____

Address: P.O. Box 6149

City: Stateline State: NV Zip: 89449

6. Total number of applications and patents involved: 1

7. Total fee (37CFR 3.41).....\$40.00

(X) Enclosed

() Authorized to be charged to deposit account

8. Deposit account Number: 50-0612

(Attached duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Betty J. Pulido

Signature

5/31/01

Name of Person Signing

Date

Total number of pages including cover sheet, attachments, and documents 6

Mail documents to be recorded with required cover sheet information to:

Assistant Commissioner for Patents, Box Assignment, Washington, D.C. 20231

12-01-2000 16:12

From-SIERRA GROUP

7755869550

T-752 P.005/005 F-586

Docket No.: P1-008

ASSIGNMENT

WHEREAS, I, John M. Pinneo, a citizen of the United States of America, residing at 124 Santa Maria Avenue, Portola Valley, California 94028, hereinafter referred to as Assignor, have invented "FILLED DIAMOND FOAM MATERIAL AND METHOD FOR FORMING SAME" for which I have executed application papers for a U.S. Patent thereon; filed herewith; and;

WHEREAS, P1 Diamond, Inc., a California corporation, having a place of business at 3571 Leonard Court, Santa Clara, California 95054, hereinafter referred to as Assignee, is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefore in the United States of America and its territories and possessions, and all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, I, the Assignor, do sell, assign, transfer and set over unto said Assignee, its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all Letters Patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and I hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Assignee, its successors and assigns, in accordance with this Assignment.

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WITNESS MY HAND at Santa Clara, California, this
day of December, 2000.

John M. Pinneo
John M. Pinneo